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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT TACOMA

10 WILLIAM PURSLEY,
11 Plaintiff,
12 v.
13 DENNIS TABB, et al.,
14 Defendants.

Case No. C08-5105BHS/JKA

ORDER ADOPTING
REPORT AND
RECOMMENDATION

15 The Court, having reviewed the Report and Recommendation of Magistrate Judge J.
16 Kelley Arnold (Dkt. 19), objections to the Report and Recommendation (Dkt. 20), and the
17 remaining record, does hereby find and ORDER:

- 18 (1) The Court adopts the Report and Recommendation; and
19 (2) This action is dismissed for failure to state a claim. This
20 dismissal is a strike pursuant to 28 U.S.C. 1915 (g).

21 DATED this 15th day of July, 2008.

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26 BENJAMIN H. SETTLE
27 United States District Judge
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ORDER